

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office JUN 29 2007

Returned to applicant for correction _____

Corrected application filed _____ Map filed **JUL 11 2007** under 75979The applicant **Kobeh Valley Ranch LLC****10 North Post Street, Suite 610**
Street and No. or P.O. Box No.of **Spokane**

City or Town

Washington 99201

State and Zip Code No.

hereby makes application for permission to change the

Point of Diversion, Place and Manner of Useof water heretofore appropriated under **Permit No. 22112, Certificate 7903**

Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree

and identify right in Decree.

1. The source of water is **underground**

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed **5.4 cfs, 1,170.0 acre feet annually**

Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for **Mining and Milling**

Irrigation, poser, mining, commercial, etc. If for stock state number and kind of animals. Must limit to one major use.

4. The water heretofore used for **Irrigation**

If for stock, state number and kind of animals.

5. The water is to be diverted at the following point **within the NW 1/4 of the NE 1/4 of Section 33, T.22N.,**

Describe as being within a 40-acre subdivision of public survey and by course

R.50E., M.D.M., or at a point from which the southeast corner of said Section 33 bears South 22°57' East
and distance to a section corner. If on unsurveyed land, it should be stated.**a distance of 5,170 feet. (Well 210)**6. The existing point of diversion is located within **the NW 1/4 of the NE 1/4 of Section 18, T.20N., R.52E.,**

If point of diversion is not changed, do not answer.

M.D.M., or at a point from which the SW corner of said Section 18 bears South 37°51'05" West**a distance of 5782.0 feet. Refer to map to accompany proof of beneficial use under****Applications 22111, 22112, 22113 and 23549, filed May 4, 1971, in the State Engineer's Office.**

139-EL

7. Proposed place of use

Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

See attached Exhibit "A" and as shown on the map that accompanied Application No. 72695.

8. Existing place of use See Exhibit "B"

Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of

Refer to map to accompany proof of beneficial use under Applications 22111, 22112, 22113 and 23549, use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.

filed May 4, 1971, in the State Engineer's Office.

9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day

10. Use permitted from January 1 to December 31 of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Drilled well, pump and pipelines or truck to mine

State manner in which water is to be diverted, i.e. diversion structure,

and mill site.

ditches and flumes, drilled well with pump and motor, etc.

9. Estimated cost of works in excess of \$3,000,000.

13. Estimated time required to construct works 3 years

If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use 5 years

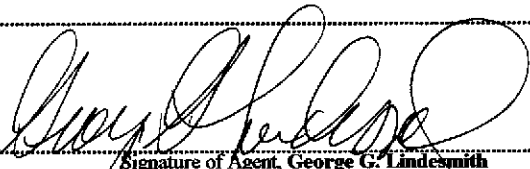
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

See attached addendum.

(775) 358-9491

Phone No.

By



Signature of Agent, George G. Lindesmith

Tri State Surveying 1925 E. Prater Way

Street and No., or P.O. Box No.

Sparks, Nevada 89434

City, State, Zip Code No.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

\$150 FILING FEE MUST ACCOMPANY APPLICATION

(O)-1583A (Rev. 10-85)

Application No. _____

ADDENDUM TO ITEM 15 - "REMARKS"

This application, when granted, is intended to be utilized in conjunction with other Applications to Change filed simultaneously herewith. The Applications to Change are similarly intended to be utilized in conjunction with Applications to Appropriate numbered 72695 through 72698, 73545 through 73552 and 74587, previously filed with the State Engineer.

Water in the maximum annual volume of 16,000 acre feet annually will be utilized for mining, milling and domestic purposes within the place of use. The mining and milling operations will operate 24 hours per day, 365 days per year. The life of the mine is anticipated to be 53 years. When the plant is fully operational, water consumed in the initial stages will be substantially less than 16,000 acre feet annually, increasing to approximately 16,000 acre feet annually for a period commencing in the year 2020 and ending in 2052. Thereafter, the volume of water will gradually decline until the ore body is exhausted and the mining property is reclaimed.

The liquid cycle is fully contained, under NDEP zero discharge permits. Water saving and conservation devices will be fully implemented.

COPY TO STATE ENGINEER

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EXHIBIT "A", PROPOSED PLACE OF USE, KOBEH VALLEY RANCH LLC

Division	Section	Township	Range	Meridian
All	1-3	21N	50E	M.D.M.
All	10-15	21N	50E	M.D.M.
All	22-27	21N	50E	M.D.M.
All	34-36	21N	50E	M.D.M.
All	1-36	21N	51E	M.D.M.
All	6 & 7	21N	52E	M.D.M.
All	18 & 19	21N	52E	M.D.M.
All	30 & 31	21N	52E	M.D.M.
All	36	21 1/2N	51 1/2 E	M.D.M.
All	31 - 36	21 1/2N	52E	M.D.M.
All	34-36	22N	50E	M.D.M.
All	1-3	22N	51E	M.D.M.
All	10-15	22N	51E	M.D.M.
All	20-29	22N	51E	M.D.M.
All	31-36	22N	51E	M.D.M.
All	1	22N	51 1/2 E	M.D.M.
All	12 & 13	22N	51 1/2 E	M.D.M.
All	24 & 25	22N	51 1/2 E	M.D.M.
All	36	22N	51 1/2 E	M.D.M.
All	1 - 36	22N	52E	M.D.M.
All	6 & 7	22N	53E	M.D.M.
All	18 & 19	22N	53E	M.D.M.
All	30 & 31	22N	53E	M.D.M.
All	34-36	23N	51E	M.D.M.
All	31	21 1/2 N	53E	M.D.M.

STATE OF MONTANA
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Exhibit "B"

Legal Description				22112
Twp.	Rng.	Section	1/4 1/4	U/G
20N.	52E.	17	SW NW	30.0
20N.	52E.	17	NW SW	40.0
20N.	52E.	17	NE SW	40.0
20N.	52E.	17	SW SW	40.0
20N.	52E.	17	SE SW	40.0
20N.	52E.	18	NE SE	40.0
20N.	52E.	18	SE SE	40.0
20N.	52E.	20	NW NW	9.0
20N.	52E.	20	NE NW	13.5
				292.5

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